

1 QUINN EMANUEL URQUHART & SULLIVAN, LLP

2 Shon Morgan (Bar No. 187736)  
shonmorgan@quinnemanuel.com  
865 South Figueroa Street, 10<sup>th</sup> Floor  
3 Los Angeles, California 90017-2543  
Telephone: (213) 443-3000  
4 Facsimile: (213) 443-3100  
Kari Wohlschlegel (Bar No. 294807)  
5 kariwohlschlegel@quinnemanuel.com  
Tina Lo (Bar No. 311184)  
6 tinalo@quinnemanuel.com  
Christine W. Chen (Bar No. 327581)  
7 christinechen@quinnemanuel.com  
50 California Street, 22nd Floor  
8 San Francisco, CA 94111  
Telephone: (415) 875-6600  
9 Facsimile: (415) 875-6700

10 *Attorneys for Defendants*

11  
12 UNITED STATES DISTRICT COURT  
13 CENTRAL DISTRICT OF CALIFORNIA  
14

15 *In re: Hyundai and Kia Engine*  
16 *Litigation*

CASE NO. 8:17-cv-00838

Member Cases:  
8:17-cv-01365-JLS-JDE  
8:17-cv-02208-JLS-JDE  
2:18-cv-05255-JLS-JDE  
8:18-cv-00622-JLS-JDE

Related Case:  
8:18-cv-02223-JLS-JDE

21 **DEFENDANTS' NOTICE**  
22 **REGARDING THE COURT'S**  
23 **ORDER GRANTING FINAL**  
**APPROVAL OF CLASS ACTION**  
**SETTLEMENT (DKT. 202)**

24 The Hon. Josephine L. Staton  
Courtroom: 10A  
25 Trial Date: None Set  
26  
27  
28

1 The Court's May 10 Order directed the parties to confirm that "any written  
2 notice of final claim determination other than one granting full payment specifically  
3 reminds the Claimant of the right to BBB-administered arbitration, that it will be  
4 paid for by Defendants except upon a determination of Claimant's bad faith by the  
5 arbitrator, and that the Claimant has 60 days in which to notify Hyundai or Kia in  
6 writing of Claimant's election to arbitrate." (Dkt. 202 at 46; *see also id.* at 19.)

7 Defendants confirm that the final determination notices issued to claimants  
8 reminded them of their right to a BBB-administered arbitration and the need to  
9 provide a written request for arbitration to Hyundai or Kia within 60 days of the  
10 determination notice.

11 Defendants further confirm that they have taken steps to ensure that final  
12 determination notices going forward will also indicate that Hyundai or Kia will pay  
13 for the BBB-administered arbitration unless the mediator or arbitrator finds the  
14 Claimant's claims were brought in bad faith. (*See* Dkt. 202 at 46-47 ("If the final  
15 claim determination notice does not provide such information to Claimants, the  
16 parties shall take immediate steps to remedy that.").)

17  
18 DATED: May 14, 2021

QUINN EMANUEL URQUHART &  
SULLIVAN, LLP

19  
20 By /s/ Shon Morgan

21 Shon Morgan

22 *Attorneys for Hyundai Motor America,*  
23 *Hyundai Motor Company, Kia Motors*  
24 *America, and Kia Motors Corporation.*